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Kirkland, Sam Nunn, Donald B. Rice, Kevin W.
8 Sharer, Charles R. Shoemate, John G. Stumpf,
Ronald D. Sugar, Carl Ware, John S. Watson,
9 and Nominal Party Chevron Corporation

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 STEPHEN BUSHANSKY, Derivatively on)
14 Behalf of CHEVRON CORPORATION,)

15 Plaintiff,)

16 v.)

17 SAMUEL H. ARMACOST, LINNET F. DEILY,)
ROBERT E. DENHAM, ROBERT J. EATON,)
18 CHUCK HAGEL, ENRIQUE HERNANDEZ,)
JR., FRANKLYN G. JENIFER, GEORGE L.)
19 KIRKLAND, SAM NUNN, DONALD B. RICE,)
KEVIN W. SHARER, CHARLES R.)
20 SHOEMATE, JOHN G. STUMPF, RONALD D.)
SUGAR, CARL WARE, and JOHN S.)
21 WATSON,)

22 Defendants,)

23 -and-)

24 CHEVRON CORPORATION, a Delaware)
Corporation,)

25 Nominal Party.)
26)
27)
28)

Case No. 12-CV-01597-JST

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE STAY**

Honorable Jon S. Tigar

1 Nominal party Chevron Corporation, defendants Samuel H. Armacost, Linnet F. Deily,
 2 Robert E. Denham, Robert J. Eaton, Chuck Hagel, Enrique Hernandez, Jr., Franklyn G. Jenifer,
 3 George L. Kirkland, Sam Nunn, Donald B. Rice, Kevin W. Sharer, Charles R. Shoemate, John G.
 4 Stumpf, Ronald D. Sugar, Carl Ware and John S. Watson (collectively, “Defendants”), and
 5 Plaintiff Stephen Bushansky (“Plaintiff”) (collectively, the “Parties”), stipulate as follows:

6 WHEREAS, on August 9, 2012, the Court entered an Order Granting In Part and Denying
 7 In Part Defendants’ Motion to Abstain or Stay and Setting Case Management Conference, staying
 8 the above captioned action until August 8, 2013 and setting a Case Management Conference for
 9 August 8, 2013.

10 WHEREAS, on March 22, 2013, the Court set a Case Management Conference for
 11 August 28, 2013, instead of August 8, 2013. A Case Management Statement is currently due
 12 August 21, 2013.

13 WHEREAS, pursuant to this Court’s August 9, 2012 Order, on June 27, 2013, Defendants
 14 filed a Statement of Recent Decision, submitting a true and correct copy of the Delaware Court of
 15 Chancery’s opinion, granting a motion for judgment on the pleadings in favor of the defendants,
 16 *Boilermakers Local 154 Retirement Fund, et al. v. Chevron Corp., et al.*, C.A. No. 7220-CS (Del.
 17 Ch. June 25, 2013) (the “Delaware Decision”).

18 WHEREAS, on July 22, 2013, the Delaware Court of Chancery entered final judgment for
 19 the defendants pursuant to Delaware Court of Chancery Rule 54(b), dismissing counts I and IV of
 20 plaintiffs’ complaint in *Boilermakers Local 154 Retirement Fund, et al. v. Chevron Corp., et al.*,
 21 C.A. No. 7220-CS. As a result, plaintiffs have until August 21, 2013 to appeal this final
 22 judgment to the Delaware Supreme Court. Defendants believe that plaintiffs will appeal.

23 NOW, THEREFORE, the Parties, by and through their undersigned counsel, hereby
 24 stipulate and agree, subject to the Court’s approval, as follows:

25 1. The above captioned action shall be stayed until the Supreme Court of Delaware
 26 decides the likely appeal of the Delaware Decision.

27 2. Through a Statement of Recent Decision, the parties shall update the Court when
 28 the appeal of the Delaware Decision is resolved.

1 3. The Case Management Conference currently scheduled for August 28, 2013 at
2 2:00 p.m. shall be continued to May 21, 2014 at 2:00 p.m. or another date and/or time that is
3 convenient for the Court; and

4 4. The parties shall submit a Joint Case Management Statement no later than May 7,
5 2014, in compliance with this Court's Standing Order for All Civil Cases Before District Judge
6 Jon S. Tigar.

1 DATED: August 16, 2013

Respectfully Submitted,

2 WILSON SONSINI GOODRICH & ROSATI
3 Professional Corporation
4 DAVID J. BERGER

5 /s/ David J. Berger
6 DAVID J. BERGER

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12 *Linnet F. Deily, Robert E. Denham, Robert J.*
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14 *Franklyn G. Jenifer, George L. Kirkland, Sam*
15 *Nunn, Donald B. Rice, Kevin W. Sharer,*
16 *Charles R. Shoemate, John G. Stumpf, Ronald*
17 *D. Sugar, Carl Ware, John S. Watson, and*
18 *Nominal Party Chevron Corporation*

14 DATED: August 16, 2013

WEISSLAU LLP
JAMES E. TULLMAN
LEIGH ANNE PARKER

16 /s/ James E. Tullman
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22 *Attorneys for Plaintiff Stephen Bushansky*

SIGNATURE ATTESTATION

I, David J. Berger, attest that I obtained the concurrence of James E. Tullman in filing this document. I declare under penalty of the laws of the United States that the foregoing is true and correct.

Executed this 16th day of August, 2013 in Palo Alto, California

/s/David J. Berger
DAVID J. BERGER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

HON. JON S. TIGAR
UNITED STATES DISTRICT JUDGE